

copy

RECEIVED

APR 03 2002

Attorney Docket No. 01149/HG

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicants : Yuki ABE et al.
Serial No. : 09/836,705
Filed : April 17, 2001
For : GENES FROM A GENE CLUSTER
Art Unit : 1645
Examiner :



Express Mail Mailing Label
No.: EL 922 088 777 US
Date of Deposit: October 25, 2001
I hereby certify that this paper is
being deposited with the United
States Postal Service "Express Mail
Post Office to Addressee" service
under 37 CFR 1.10 with sufficient
postage on the date indicated above
and is addressed to the Assistant
Commissioner for Patents.
Washington, D.C. 20231

Dorothy DeFrancesco

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

In the event that this Paper is late
filed, and the necessary petition
for extension of time is not filed
concurrently herewith, please
consider this as a Petition for the
requisite extension of time, and to
the extent not rendered by check
attached hereto, authorization to
charge the extension fee, or any
other fee required in connection
with this Paper to Account No.
06-1378.

Please amend the application as follows.

IN THE CLAIMS:

At the top of page 73 of the application, replace
"Claims FOR US" with the following heading:
--WHAT IS CLAIMED IS:--.

1. (Amended) A polynucleotide selected from the group
consisting of:

(a) a polynucleotide encoding a protein having the amino acid
sequence of SEQ ID NO 38, or a polynucleotide variant thereof

COPY